

(18)
2-7-0
sc

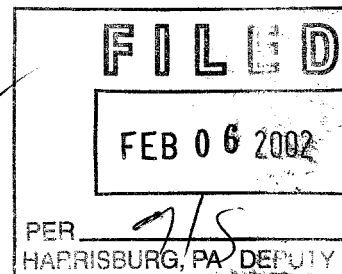
IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JEFFREY DUNLAP,
Plaintiff

v.

CITY OF HARRISBURG, et. al.
Defendants

: CIVIL ACTION - LAW
: 1-01-cv-1001
: (Magistrate Judge Smyser)
:
:
: 42 U.S.C. 1983
: JURY TRIAL DEMANDED



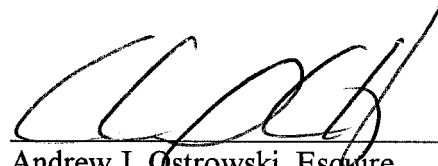
MOTION FOR LEAVE TO DEPOSE A WITNESS CONFINED IN PRISON

AND NOW, comes Plaintiff, through his attorney Andrew J. Ostrowski, Esquire, and in support of his Motion for Leave to Depose a Witness Confined in Prison, avers as follows:

1. The parties have been engaged in discovery in the above action, with a discovery deadline of March 1, 2002.
2. Plaintiff intends to depose a witness, Maurico Graves, who is currently incarcerated in the State Correctional Institution - Camp Hill, PA. Mr. Graves is a material witness insofar as it is he who Defendants were purportedly pursuing under the facts and circumstances in Plaintiff's Complaint when the alleged unlawful acts occurred.
3. Pursuant to Fed R. Civ. P. 30, leave of court is necessary to depose a witness confined in prison, and Plaintiff submits that cause exists for granting leave to depose Mr. Graves.

WHEREFORE, Plaintiff respectfully requests that this Court enter an appropriate order granting leave to depose Maurico Graves in this case.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. Ostrowski', is written over a horizontal line.

Andrew J. Ostrowski, Esquire
I.D. No. 66420
4311 North Sixth Street
Harrisburg, PA 17110
(717) 221-9500
Attorney for Plaintiff

Dated: February 6, 2002

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JEFFREY DUNLAP,
Plaintiff

v.

CITY OF HARRISBURG, et. al.
Defendants

: CIVIL ACTION - LAW

:

:

:

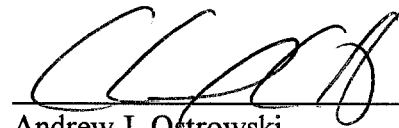
:

: 42 U.S.C. 1983

: JURY TRIAL DEMANDED

CERTIFICATE OF CONCURRENCE

I, Andrew J. Ostrowski, hereby certify that Counsel for Defendants concurs in the foregoing motion.



Andrew J. Ostrowski
4311 North Sixth Street
Harrisburg, PA 17110
(717) 221-9500

Dated: February 6, 2002

CERTIFICATE OF SERVICE

I, Andrew J. Ostrowski, hereby certify that I have served a true and correct copy of the foregoing document by depositing such in the regular U.S. Mail, addressed as follows:

Frank J. Lavery, Jr., Esquire
Lavery & Associates, PC
301 Market Street
P.O. Box 1245
Harrisburg, PA 17108-1245



Andrew J. Ostrowski
4311 North Sixth Street
Harrisburg, PA 17110
(717) 221-9500

Dated: February 6, 2002